

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Group Art Unit 3724

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(Pa)

Patent Application of

Roger Dean Neitzell, et al.

Application No. 10/796,365

Confirmation No. 2254

Filed: March 9, 2004

Examiner: Not Yet Assigned

"HANDLE ARRANGEMENT FOR A RECIPROCATING SAW"

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR §1.97(b)

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Examiner's attention is directed to the references which are listed on the attached Form PTO/SB/08A and/or PTO/SB/08B. Copies of the foreign and non-patent references only are attached. Citation of these references is respectfully requested.

No concession is made that these documents are prior art, and Applicants expressly reserve the right to antedate the documents as may be appropriate.

Please charge or credit Deposit Account No. 13-3080 with any shortage or overpayment of the required fees.

espectfully submitted,

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File No. 066042-9276-04 Michael Best & Friedrich LLP 100 East Wisconsin Avenue Milwaukee, Wisconsin 53202-4108 (414) 271-6560

PTO/SB/08A

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE ork Reduced Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449/PTO Application Number 10/796,365 INFORMATION DISCLOSURE Filing Date March 9, 2004 First Named Inventor STATEMENT BY APPLICANT Neitzell et al. Group Art Unit 3724 (use as many sheets as necessary) **Examiner Name** Not Yet Assigned Sheet 6 Attorney Docket Number 066042-9276-04

U.S. PATENT DOCUMENTS					
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document		
	1,217,521	Snyder	2/27/1917		
	1,406,071	Pavelka	2/7/1922		
	1,793,053	Cahill et al.	2/17/1931		
	2,337,769	Redenbo	12/28/1943		
	2,436,692	Greene	2/24/1948		
	2,619,132	Pierce	11/25/1952		
	2,630,148	Ferguson	3/3/1953		
	2,668,567	Olson	2/9/1954		
	2,781,800	Papworth	2/19/1957		
	2,783,790	Keesling	3/5/1957		
	2,793,661	Olson	5/28/1957		
	2,822,005	Lee et al.	2/4/1958		
	2,879,815	Papworth	3/31/1959		
	2,946,358	Bruck	7/26/1960		
	2,961,016	Papworth	11/22/1960		
	2,984,757	Papworth	5/16/1961		
	3,028,890	Atkinson et al.	4/10/1962		

Examiner	Date	
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	Attorney Docket Number	066042-9276-04
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	U	S. PATENT DOCUMENTS		
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	
	3,044,171	Сесеге	7/17/1962	
		Persson	5/30/1967	
	3,322,170	Matthews	5/25/1971	
	3,580,342	Frost	8/31/1971	
	3,602,052	Koefferlein	10/30/1973	
	3,768,359	Michaelson	1/15/1974	
	3,785,053	Spachner et al.	3/5/1974	
	3,795,168	Fell	11/19/1974	
	3,848,647	Kivela	4/8/1975	
	3,876,015		3/23/1976	
	3,945,120	Ritz	7/19/1977	
	4,036,089	Criblez	2/6/1979	
	4,137,632	Pfanzer		
	4,238,884	Walton, II	12/16/1980	
	4,240,204	Walton, II et al.	12/23/1980	
	4,255,858	Getts	3/17/1981	
	4,262,564	Kaltenbach	4/21/1981	
1	4,287,800	Persson	9/8/1981	

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		Date
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	Signature	or conformance with MPEP 609. Draw line through citation if

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Substitute for form 1449/PTO			Complete if Known			
Substitute for form 1447/1 10				Application Number	10/796,365	
INFOR	INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Filing Date	March 9, 2004	
STATE				First Named Inventor	Neitzell et al.	
				Group Art Unit	3724	
				Examiner Name	Not Yet Assigned	
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U.S. PATENT DOCUMENTS					
Examiner Initials	U.S. Patent Document Number	U.S. Patent Document Number Name of Patentee or Applicant of Cited Document			
	4,522,270	Kishi	6/11/1985		
	4,522,276	Fogg et al.	6/11/1985		
	4,570,500	Richter	2/18/1986		
	4,785,540	Arvidsson	11/22/1988		
	4,912,348	Maki et al.	3/27/1990		
	4,912,349	Chang	3/27/1990		
	4,976,173	Yang	12/11/1990		
	4,984,369	Flint et al.	1/15/1991		
	4,991,298	Matre	2/12/1991		
	4,998,353	Fukuda et al.	3/12/1991		
	5,058,470	Fröhlich	10/22/1991		
	5,079,844	Palm	1/14/1992		
	5,089,738	Bergqvist	2/18/1992		
	5,134,777	Meyer et al.	8/4/1992		
	5,193,281	Kasten	3/16/1993		
	5,205,043	Batt et al.	4/27/1993		
	5,533,581	Barth et al.	7/9/1996		

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				Application Number	10/796,365
INFOR	INFORMATION DISCLOSURE STATEMENT BY APPLICANT			Filing Date	March 9, 2004
STATE				First Named Inventor	Neitzell et al.
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Sheet	4	of	6	Attorney Docket Number	066042-9276-04

U.S. PATENT DOCUMENTS					
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document		
	5,595,250	Bourke	1/21/1997		
	5,598,636	Stolzer	2/4/1997		
	5,755,293	Bourke	5/26/1998		
	5,832,611	Schmitz	11/10/1998		
	5,855,070	Grabowski	1/5/1999		
	5,940,977	Moores, Jr.	8/24/1999		
	6,102,134	Alsruhe	8/15/2000		
	6,108,916	Zeiler et al.	8/29/2000		
	6,138,364	Schmitz	10/31/2000		
	6,139,359	Fuhreck et al.	10/31/2000		
	6,173,500	Feldmann	1/16/2001		
	6,179,259	Schioldager	1/30/2001		
	6,301,789	Zeiler et al.	10/16/2001		
	6,364,033	Hung et al.	4/2/2002		
	D323,274	Sasaki et al.	1/21/1992		
	D376,083	Verdura et al.	12/3/1996		
	D377,303	Nagel	1/14/1997		

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Substitute for form 1443/1 TO				Application Number	10/796,365	
INFOR	INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Filing Date	March 9, 2004	
STATE				First Named Inventor	Neitzell et al.	
				Group Art Unit	3724	
				Examiner Name	Not Yet Assigned	
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U.S. PATENT DOCUMENTS						
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document			
	D380,658	Bruno et al.	7/8/1997			
	D382,458	Hogue et al.	8/19/1997			
	D386,658	Jansson et al.	11/25/1997			
	D393,194	Hogue et al.	4/7/1998			
	D396,175	Chung	7/21/1998			
	D401,128	Zurwelle	11/17/1998			
	D408,699	Zurwelle	4/27/1999			
	D418,037	Zeiler et al.	12/28/1999			
	D418,729	Snider	1/11/200			
	D419,413	Heun	1/25/2000			
	D424,902	Gildersleeve et al.	5/16/2000			
	D426,126	Schultz	6/6/2000			
	D428,787	Smolinski et al.	8/1/2000			
	D433,907	Fuchs et al.	11/21/2000			
	D434,296	Ogasawara	11/28/2000			
	D434,627	Buck	12/5/2000			
	D436,011	Fuchs et al.	1/9/2001			

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INFORMATION DISCLOSURE				Filing Date	March 9, 2004	
STATEMENT BY APPLICANT			ICANT	First Named Inventor	Neitzell et al.	
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Sheet	6	of	6	Attorney Docket Number	066042-9276-04	

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Examiner Initials	U.S. Patent Document Number		nber	Name of Patentee or Applicant of Cited Document		Date of Publication of Cited Document			
		D4	47,924		Neitzell et al.		9/18/200	1	
				FOREIG	N PATENT DOCUMEN	NTS			_
Exami ner Initials	Cou Co	•	Foreign Patent Document Number	Na	me of Patentee or ant of Cited Document	Date of Publication		Statement of Relevance	English Abstract
	DE		3,828,785	Naohiro		4/20/1989			Х
	DE		4,103,809	Heinrich		8/14/1991			х
	DE		4,116,343	Walter et	al.	11/19/1992			х
	DE		412,773*	Nitschma	nn	4/30/1925			
	DE		7,442,904*			9/14/1975			
	DE		7,904,242*			7/24/1980			
	DE		803,013*	Heinrich		2/26/1951			
	EP		0 072 282	Claude		2/16/1983			Х
	EP		0 125 101	Mongeon		11/14/1984			
	EP		0 561 473	Farmreie		9/22/1993			
	EP 0 768 138		0 768 138	Moores		4/16/1997			
	wo		92/05003	Tallberg					
	wo		92/20491	Barth et a	1.	4/2/1992 11/26/1992			Х
61 13	wo		94/00264	Wetherbe	e	1/6/1994			

^{*} Copies of these patent documents are not being provided herewith because, pursuant to 37 C.F.R. §1.98(d), copies were previously submitted to, or cited by, the office in U.S. Serial No. 09/704,914, filed November 2, 2000, U.S. Serial No. 29/163,513, filed July 5, 2002, U.S. Serial No. 29/148,365, filed September 18, 2001, and U.S. Serial No. 29/132,154, filed November 2, 2000, which are being relied upon for an earlier filing date under 37 C.F.R. § 120.

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STATEMENT BY

Complete if Known **Application Number** 10/796,365 Filing Date March 9, 2004 First Named Inventor Neitzell et al. Group Art Unit 3724 **Examiner Name** Not Yet Assigned Attorney Docket Number 066042-9276-04

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	OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS
Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
	Black & Decker/Power Tools Catalog (Internet), 4/15/2002.
	Bosch Sabre Plus (Internet) In-Line Grip Jigsaw 3294EVS, 7/30/2000.
	General Safety Instructions for Operating Electric Tools.
	Kress Operating Instructions for APS 132.
	Makita CORDLESS (Internet Product Catalog) JR180DWB Cordless Recipro Saw, Variable Speed, 8/1/2000.
	Makita CORDLESS (Internet Product Catalog) JR180DZ Cordless Recipro Saw, Variable Speed, 8/1/2000.
	Makita Instruction Manual for Cordless Recipro Saw Model 4390D and Model 4390DW With Fast Charger, 2/19/1991.
	Makita News (Internet Press Release) New Recipro Saw with the Best Blade Change on the Market (2 pages), 8/1/2000.
	Makita SAWS (Internet Product Catalog) Recipro Saws JR3020 Recipro Saw, Orbital, Variable Speed, 8/1/2000.

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				Application Number	10/796,365	
INFOR	MATION	DISCLO	OSURE	Filing Date	March 9, 2004	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				First Named Inventor	Neitzell et al.	
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Sheet	2	of	2	Attorney Docket Number		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS
Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
Makita SAWS (Internet Product Catalog) Recipro Saws JR3030T Variable Speed, 8/1/2000.
Milwaukee Electric Tool, Catalog No. 6538-1, 6539-1, 6540-1, 6546-1 and 6547-1, Heavy Duty Cordless Screwdrivers Operator's Manuel.
Pivot Driver (Model #VP750), Black & Decker, 11/16/2001.
Porter Cable Instruction Manual for Double Insulated Variable Speed Tiger Cub All-Purpose Saw Model 647.
Reciprocating Saw (Model #CRS144), Black & Decker, 11/16/2001.
Reversible Battery, Milwaukee Electric Tool Corporation, August 2000.
Black & Decker Product Description (Internet) 7.2 Volt VersaPak Cordless Multi-Purpose Saw VP650, 8/1/20000.
Black & Decker Instuction Manuel for VersaPak 7.2 Volt Cordless Multi-Purpose Saw VP650.
Cordless Drills (Model #VPD850K), Black & Decker, 11/16/01.

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